Mara Levin, Esq. David Feuerstein, Esq. John Oleske, Esq. Attorneys for Plaintiff Signature Bank Herrick, Feinstein LLP 2 Park Avenue New York, New York 10016 Tel: (212) 592-1400

Email: mlevin@herrick.com

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

**Electronically Filed** 

SIGNATURE BANK,

Plaintiff,

: 08 Civ. 3893 (NRB)

- against -

AHAVA FOOD CORP. d/b/a NORTH COUNTRY CHEESE CORP., LEWIS COUNTY DAIRY CORP., : ST. LAWRENCE FOOD CORP. d/b/a PRIMO FOODS, YONI REALTY, LLC, SCHWARTZ AND : SONS QUALITY DISTRIBUTORS, INC., MOISE BANAYAN, ANA BANAYAN a/k/a CHANA BANAYAN, REBECCA BANAYAN a/k/a REBECCA BARIMYAN a/k/a REBECCA BANAYAN-LIEBERMAN, FARIBORZ BANAYAN: a/k/a AARON BANAYAN, RUBEN BEITYAKOV, : ARI KATZ, AHAVA OF CALIFORNIA, LLC d/b/a : AHAVA NATIONAL FOOD DISTRIBUTOR and NORTH COUNTRY MANUFACTURING, and JOHN DOES 1 through 50,

Defendants.

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK )

SS.:

COUNTY OF NEW YORK )

Marianne Warnock, being duly sworn, deposes and says:

That deponent is not a party to the action, is over eighteen years of age and resides in Mineola, New York.

That on this day of May 9, 2008 deponent served Notices of Appearance for Mara

B. Levin, David T. Feuerstein and John Oleske on:

Lawrence C. Fox, Esq. Kornstein, Veisz & Wexler, L.L.P. 757 Third Avenue New York, NY 10017

Robert W. Hirsh, Esq. Robert W. Hirsh & Associates 8383 Wilshire Boulevard, Suite 510 Beverly Hills, CA 90211

David P. Antonucci, Esq. Antonucci Law Firm 12 Public Square Watertown, NY 13601

the address designated by said attorneys for that purpose by depositing a true copy of same enclosed in a post-paid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within New York State.

Sworn to before me this day of May 9, 2008

Robert K Widdicambe Notary Public

Certificate Filed in New York County Commission Expires Feb. 12, 2011